

1 THOMAS E. FRANKOVICH (State Bar No. 074414)  
2 THOMAS E. FRANKOVICH,  
3 *A Professional Law Corporation*  
4 4328 Redwood Hwy., Suite 300  
San Rafael, CA 94903  
Telephone: 415/674-8600  
Facsimile: 415/674-9900

5 Attorneys for Plaintiffs  
6 LES JANKEY  
7 and DISABILITY RIGHTS  
8 ENFORCEMENT, EDUCATION,  
9 SERVICES: HELPING YOU  
10 HELP OTHERS

11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA

13 LES JANKEY, an individual; and )  
14 DISABILITY RIGHTS, ENFORCEMENT, )  
15 EDUCATION, SERVICES:HELPING YOU )  
16 HELP OTHERS, a California public benefit )  
17 corporation, )

18 Plaintiffs, )

19 v. )

20 FIVE HAPPINESS RESTAURANT INC., a )  
21 California corporation; WILLIAM P. YANG )  
22 and MEI-MEI KOO YANG, husband and )  
23 wife as community property, )

24 Defendants. )

CASE NO. CV-08-2733-MMC

RETURN OF SERVICE RE DEFENDANTS  
FIVE HAPPINESS RESTAURANT INC., a  
California corporation; WILLIAM P. YANG  
and MEI-MEI KOO YANG, husband and  
wife as community property

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27  
28 RETURN OF SERVICE RE DEFENDANTS FIVE HAPPINESS RESTAURANT INC., a California corporation; WILLIAM P. YANG  
and MEI-MEI KOO YANG, husband and wife as community property

Attorney or Party without Attorney: THOMAS E. FRANKOVICH, Bar #74414 THE FRANKOVICH GROUP 2806 VAN NESS AVE. SAN FRANCISCO, CA 94109 Telephone No: 415-674-8600 FAX No: 415-674-9900		For Court Use Only	
Attorney for: Plaintiff		Ref. No. or File No 5 HAPPINESS RESAURANT	
Insert name of Court, and Judicial District and Branch Court: United States District Court Northern District Of California			
Plaintiff: LES JANKEY, et al. Defendant: FIVE HAPPINESS RESTAURANT, INC., et al.			
<b>PROOF OF SERVICE SUMMONS IN A CIVIL</b>		Hearing Date:	Time:
		Dept/Div:	Case Number: CV 08 2733 MMC

1. At the time of service I was at least 18 years of age and not a party to this action.

2 I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT FOR INJUNCTIVE RELIEF AND DAMAGES; CIVIL COVER SHEET; WELCOME TO THE U.S. DISTRICT COURT; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; SCHEDULING ORDER FOR CASES ASSERTING DENIAL OF RIGHTS OF ACCESS UNDER AMERICANS WITH DISABILITIES ACT TITLE III; ECF REGISTRATION INFORMATION HANDOUT; LETTER DATED JUNE 19, 2008.

3 a. Party served: FIVE HAPPINESS RESTAURANT, INC., a California corporation  
 b. Person served: HON-YIN YANG, AGENT FOR SERVICE

4. Address where the party was served: 4142 GEARY BOULEVARD  
 SAN FRANCISCO, CA 94118

5. I served the party:  
 b by substituted service. On Wed., Jun 25, 2008 at 11:52AM by leaving the copies with or in the presence of:  
 JOHN CHEN, PERSON IN CHARGE

(1) (Business) a Person in charge at least 18 years of age apparently in charge of the office or usual place of business of the person served. I informed him or her of the general nature of the papers.

(4) A declaration of mailing is attached.

7. Person Who Served Papers:

a. DOUG SCHROEDER

Recoverable Cost Per CCP 1033.5(a)(4)(B)

d. The Fee for Service was:

e. I am: (3) registered California process server

(i) Independent Contractor

(ii) Registration No.: 190

(iii) County: Marin



8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Thu, Jun. 26, 2008

Attorney or Party without Attorney: THOMAS E. FRANKOVICH, Bar #74414 THE FRANKOVICH GROUP 2806 VAN NESS AVE. SAN FRANCISCO, CA 94109 Telephone No 415-674-8600 FAX No: 415-674-9900				For Court Use Only	
Attorney for Plaintiff Insert name of Court, and Judicial District and Branch Court: United States District Court Northern District Of California				Ref No or File No.: 5 HAPPINESS RESAURANT	
Plaintiff LES JANKEY, et al. Defendant FIVE HAPPINESS RESTAURANT, INC., et al					
<b>PROOF OF SERVICE</b> <b>By Mail</b>		Hearing Date	Time:	Dept/Div	Case Number CV 08 2733 MMC

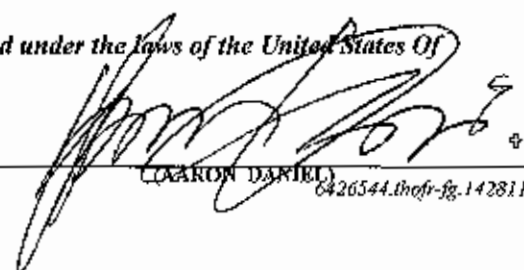
1. I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.
2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT FOR INJUNCTIVE RELIEF AND DAMAGES, CIVIL COVER SHEET; WELCOME TO THE U.S. DISTRICT COURT; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; SCHEDULING ORDER FOR CASES ASSERTING DENIAL OF RIGHTS OF ACCESS UNDER AMERICANS WITH DISABILITIES ACT TITLE III; ECF REGISTRATION INFORMATION HANDOUT; LETTER DATED JUNE 19, 2008
3. By placing a true copy of each document in the United States mail, in a sealed envelope by First Class mail with postage prepaid as follows:
 

a. Date of Mailing. b. Place of Mailing. c. Addressed as follows.	Thu, Jun 26, 2008 SAN FRANCISCO, CA 94103 FIVE HAPPINESS RESTAURANT, INC., a California corporation 4142 GEARY BOULEVARD SAN FRANCISCO, CA 94118
-------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------
4. I am readily familiar with the business practice for collection and processing of correspondence as deposited with the U.S. Postal Service on Thu., Jun 26, 2008 in the ordinary course of business.
5. Person Serving:
 

a. AARON DANIEL b. FIRST LEGAL SUPPORT SERVICES 1138 HOWARD STREET SAN FRANCISCO, CA 94103 c. 415-626-3111	Recoverable Cost Per CCP 1033.5(a)(4)(B) d. The Fee for Service was: e. I am: (3) registered California process server <table border="0" style="margin-left: 20px;"> <tr> <td>(i) Independent Contractor</td> <td></td> </tr> <tr> <td>(ii) Registration No.:</td> <td>2008-0001059</td> </tr> <tr> <td>(iii) County:</td> <td>San Francisco</td> </tr> </table>	(i) Independent Contractor		(ii) Registration No.:	2008-0001059	(iii) County:	San Francisco
(i) Independent Contractor							
(ii) Registration No.:	2008-0001059						
(iii) County:	San Francisco						

8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Thu, Jun. 26, 2008

  
 AARON DANIEL  
 6426344.thofr-fg.142811

Attorney or Party without Attorney <b>THOMAS E. FRANKOVICH, Bar #74414</b> <b>THE FRANKOVICH GROUP</b> <b>4328 REDWOOD HIGHWAY</b> <b>SUITE 300</b> <b>SAN RAFAEL, CA 94903</b> Telephone No: 415-444-5800 FAX No: 415-674-9900				For Court Use Only	
Attorney for Plaintiff				Ref. No. or File No.: <b>5 HAPPINESS RESAURANT</b>	
Insert name of Court, and Judicial District and Branch Court: <b>United States District Court Northern District Of California</b>					
Plaintiff: <b>LES JANKEY, et al.</b> Defendant: <b>FIVE HAPPINESS RESTAURANT, INC., et al.</b>					
<b>PROOF OF SERVICE</b> <b>SUMMONS IN A CIVIL</b>		Hearing Date:	Time:	Dept/Div:	Case Number: <b>CV 08 2733 MMC</b>

1. At the time of service I was at least 18 years of age and not a party to this action

2. I served copies of the SUMMONS IN A CIVIL ACTION COMPLAINT FOR INJUNCTIVE RELIEF AND DAMAGES; CIVIL COVER SHEET, WELCOME TO THE U.S. DISTRICT COURT, NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION, SCHEDULING ORDER FOR CASES ASSERTING DENIAL OF RIGHTS OF ACCESS UNDER AMERICANS WITH DISABILITIES ACT TITLE III; ECF REGISTRATION INFORMATION HANDOUT; LETTER DATED JUNE 19, 2008.

3. a. Party served: **WILLIAM P. YANG and MEI-MEI KOO YANG, husband and wife as community property**  
 b. Person served: **WILLIAM P. YANG**

4. Address where the party was served: **646 LOS PALMOS DRIVE  
SAN FRANCISCO, CA 94118**

5. I served the party:

b. by substituted service. On: Thu., Jul. 10, 2008 at: 9:50PM by leaving the copies with or in the presence of:

**MEI-MEI KOO YANG, ON BEHALF OF WILLIAM P. YANG**

(2) (Home) Competent Member of the Household over 18. I informed him or her of the general nature of the papers

(4) A declaration of mailing is attached.

7. Person Who Served Papers:

a. **TONY LOWE**

Recoverable Cost Per CCP 1033.5(a)(4)(B)

d. The Fee for Service was:

e. I am: (3) registered California process server

- (i) Independent Contractor
- (ii) Registration No.: 2008-0001046
- (iii) County: San Francisco
- (iv) Expiration Date: Sun, Feb. 14, 2010



8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Fri, Jul. 11, 2008

*Tony Lowe*  
 (TONY LOWE)  
 6426541.thof-fg.142814



Attorney or Party without Attorney: THOMAS E. FRANKOVICH, Bar #74414 THE FRANKOVICH GROUP 4328 REDWOOD HIGHWAY SUITE 300 SAN RAFAEL, CA 94903 Telephone No: 415-444-5800 FAX No: 415-674-9900				For Court Use Only	
Ref. No or File No.: 5 HAPPINESS RESAURANT					
Insert name of Court, and Judicial District and Branch Court United States District Court Northern District Of California					
Plaintiff: LES JANKEY, et al. Defendant: FIVE HAPPINESS RESTAURANT, INC., et al.					
<b>AFFIDAVIT OF REASONABLE DILIGENCE</b>		Hearing Date	Time	Dept/Div	Case Number: CV 08 2733 MMC

1 I, TONY LOWE, and any employee or independent contractors retained by FIRST LEGAL SUPPORT SERVICES are and were on the dates mentioned herein over the age of eighteen years and not a party to this action. Personal service was attempted on Defendant WILLIAM P YANG and MEI-MEI KOO YANG, husband and wife as community property as follows:

2. **Documents:** Summons In A Civil Action Complaint For Injunctive Relief And Damages; Civil Cover Sheet; Welcome To The U.S. District Court; Notice Of Availability Of Magistrate Judge To Exercise Jurisdiction; Scheduling Order For Cases Asserting Denial Of Rights Of Access Under Americans With Disabilities Act Title Iii; Ecf Registration Information Handout; Letter Dated June 19, 2008..

Day	Date	Time	Location	Results
Mon	06/23/08	8:45pm	Home	NO ANSWER. DOOR TO HOUSE IS AJAR. Attempt made by: ANDY ESQUER. Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118
Thu	06/26/08	6:45am	Home	NO ANSWER. NO ACTIVITY. Attempt made by: ANDY ESQUER. Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118
Tue	07/01/08	1:40pm	Home	NO ANSWER. NO ACTIVITY. Attempt made by: ANDY ESQUER. Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118.
Thu	07/03/08	4:00pm	Home	PER AN ASIAN FEMALE TENANT, THE SUBJECT IS NOT IN AT THIS TIME. Attempt made by: TONY LOWE. Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118.
Sat	07/05/08	2:40pm	Home	PER THE SAME TENANT, THE SUBJECT IS NOT HOME. NO OTHER INFORMATION WAS GIVEN. Attempt made by: TONY LOWE. Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118
Sun	07/06/08	11:00am	Home	NO ANSWER. NO CARS NO ACTIVITY. Attempt made by: TONY LOWE. Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118.
Wed	07/09/08	8:00pm	Home	NO ANSWER. Attempt made by: TONY LOWE. Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118.

Attorney or Party without Attorney: <b>THOMAS E. FRANKOVICH, Bar #74414</b> <b>THE FRANKOVICH GROUP</b> <b>4328 REDWOOD HIGHWAY</b> <b>SUITE 300</b> <b>SAN RAFAEL, CA 94903</b> Telephone No. <b>415-444-5800</b> FAX No. <b>415-674-9900</b>		For Court Use Only	
Ref No or File No.: <b>5 HAPPINESS RESAURANT</b>			
Insert name of Court, and Judicial District and Branch Court: <b>United States District Court Northern District Of California</b>			
Plaintiff: <b>LES JANKEY, et al</b> Defendant: <b>FIVE HAPPINESS RESTAURANT, INC., et al.</b>			
<b>AFFIDAVIT OF REASONABLE DILIGENCE</b>		Hearing Date:	Time:
		Dept/Div:	Case Number: <b>CV 08 2733 MMC</b>

## SUMMONS IN A CIVIL

Day	Date	Time	Location
Thu	07/10/08	9:50pm	Home

## Results

Substituted Service on: WILLIAM P. YANG and MEI-MEI KOO YANG, husband and wife as community property Home - 646 LOS PALMOS DRIVE SAN FRANCISCO, CA. 94118 by Serving: WILLIAM P. YANG Competent Member of the Household over 18 by leaving a copy of the document(s) with: MEI-MEI KOO YANG, ON BEHALF OF WILLIAM P. YANG Served by: TONY LOWE

Fri	07/11/08
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Mailed copy of Documents to: WILLIAM P. YANG and MEI-MEI KOO YANG, husband and wife as community property

## 3. Person Executing

a. TONY LOWE

b. **FIRST LEGAL SUPPORT SERVICES**

1138 HOWARD STREET

SAN FRANCISCO, CA 94103

c.

Recoverable Costs Per CCP 1033.5(a)(4)(B)

d. The Fee for service was:

e. I am (3) registered California process server

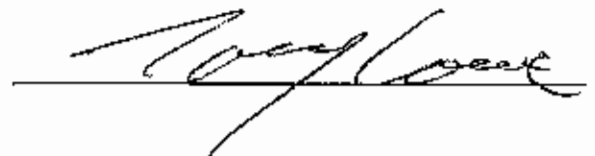
(i) Independent Contractor

(ii) Registration No. 2008-0001046

(iii) County: San Francisco

(iv) Expiration Date: Sun, Feb. 14, 2010

4 I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

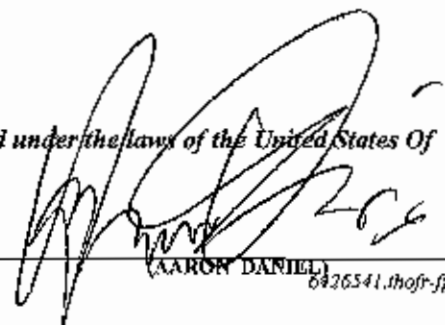


Attorney or Party without Attorney: THOMAS E. FRANKOVICH, Bar #74414 THE FRANKOVICH GROUP 4328 REDWOOD HIGHWAY SUITE 300 SAN RAFAEL, CA 94903 Telephone No 415-444-5800 FAX No: 415-674-9900				For Court Use Only	
Attorney for: Plaintiff Insert name of Court, and Judicial District and Branch Court: United States District Court Northern District Of California				Ref No or File No.: 5 HAPPINESS RESAURANT	
Plaintiff: LES JANKEY, et al Defendant: FIVE HAPPINESS RESTAURANT, INC., et al.					
<b>PROOF OF SERVICE</b> <b>By Mail</b>		Hearing Date	Time	Dept/Div:	Case Number CV 08 2733 MMC

- 1 I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.
- 2 I served copies of the SUMMONS IN A CIVIL ACTION COMPLAINT FOR INJUNCTIVE RELIEF AND DAMAGES; CIVIL COVER SHEET; WELCOME TO THE U S DISTRICT COURT. NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION, SCHEDULING ORDER FOR CASES ASSERTING DENIAL OF RIGHTS OF ACCESS UNDER AMERICANS WITH DISABILITIES ACT TITLE III; ECF REGISTRATION INFORMATION HANDOUT; LETTER DATED JUNE 19, 2008.
3. By placing a true copy of each document in the United States mail, in a sealed envelope by First Class mail with postage prepaid as follows:
  - a Date of Mailing. Fri., Jul. 11, 2008
  - b. Place of Mailing. SAN FRANCISCO, CA 94103
  - c. Addressed as follows: WILLIAM P. YANG and MEI-MEI KOO YANG, husband and wife as community property  
646 LOS PALMOS DRIVE  
SAN FRANCISCO, CA 94118
4. I am readily familiar with the business practice for collection and processing of correspondence as deposited with the U S Postal Service on Fri., Jul. 11, 2008 in the ordinary course of business
5. Person Serving:
  - a. AARON DANIEL
  - b. FIRST LEGAL SUPPORT SERVICES  
1138 HOWARD STREET  
SAN FRANCISCO, CA 94103
  - c. 415-626-3111
  - d. The Fee for Service was: Recoverable Cost Per CCP 1033 5(a)(4)(B)
  - e I am: (3) registered California process server
    - (i) Independent Contractor
    - (ii) Registration No.: 2008-0001059
    - (iii) County: San Francisco

8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Fri, Jul. 11, 2008



(AARON DANIEL)

Attorney or Party without Attorney: THOMAS E. FRANKOVICH, Bar #74414 THE FRANKOVICH GROUP 4328 REDWOOD HIGHWAY SUITE 300 SAN RAFAEL, CA 94903 Telephone No: 415-444-5800 FAX No: 415-674-9900				For Court Use Only	
Attorney for: Plaintiff					
Ref. No. or File No.: 5 HAPPINESS RESAURANT					
Insert name of Court, and Judicial District and Branch Court: United States District Court Northern District Of California					
Plaintiff: LES JANKEY, et al. Defendant: FIVE HAPPINESS RESTAURANT, INC., et al.					
<b>PROOF OF SERVICE SUMMONS IN A CIVIL</b>		Hearing Date	Time	Dept/Div	Case Number: CV 08 2733 MMC

1 At the time of service I was at least 18 years of age and not a party to this action

2 I served copies of the SUMMONS IN A CIVIL ACTION COMPLAINT FOR INJUNCTIVE RELIEF AND DAMAGES, CIVIL COVER SHEET; WELCOME TO THE U.S. DISTRICT COURT; NOTICE OF AVAILABILITY OF MAGISTRATE JUDGE TO EXERCISE JURISDICTION; SCHEDULING ORDER FOR CASES ASSERTING DENIAL OF RIGHTS OF ACCESS UNDER AMERICANS WITH DISABILITIES ACT TITLE III; ECF REGISTRATION INFORMATION HANDOUT; LETTER DATED JUNE 19, 2008.

3 a Party served: WILLIAM P. YANG and MEI-MEI KOO YANG, husband and wife as community property  
 b. Person served: MEI-MEI KOO YANG

4. Address where the party was served. 646 LOS PALMOS DRIVE  
 SAN FRANCISCO, CA 94118

5. I served the party:  
 a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) on: Thu., Jul. 10, 2008 (2) at: 9:50PM

7. Person Who Served Papers:

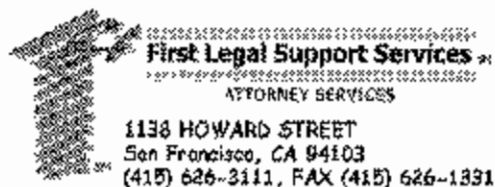
a. TONY LOWE

Recoverable Cost Per CCP 1033.5(a)(4)(B)

d. The Fee for Service was:

e. I am: (3) registered California process server

- (i) Independent Contractor
- (ii) Registration No. 2008-0001046
- (iii) County: San Francisco
- (iv) Expiration Date: Sun, Feb. 14, 2010



8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Fri, Jul. 11, 2008

*Tony Lowe*  
 (TONY LOWE)  
 6426543 thofr-fg.142815



Attorney or Party without Attorney: THOMAS E. FRANKOVICH, Bar #74414 THE FRANKOVICH GROUP 4328 REDWOOD HIGHWAY SUITE 300 SAN RAFAEL, CA 94903 Telephone No: 415-444-5800 FAX: No 415-674-9900				<i>For Court Use Only</i>	
Ref No or File No 5 HAPPINESS RESAURANT					
Insert name of Court, and Judicial District and Branch Court: United States District Court Northern District Of California					
Plaintiff: LES JANKEY, et al. Defendant FIVE HAPPINESS RESTAURANT, INC., et al.					
<b>AFFIDAVIT OF REASONABLE DILIGENCE</b>		Hearing Date	True	Dept/Div:	Case Number: CV 08 2733 MMC

1 I, TONY LOWE, and any employee or independent contractors retained by FIRST LEGAL SUPPORT SERVICES are and were on the dates mentioned herein over the age of eighteen years and not a party to this action. Personal service was attempted on Defendant WILLIAM P. YANG and MEI-MEI KOO YANG, husband and wife as community property as follows

2. **Documents:** Summons In A Civil Action Complaint For Injunctive Relief And Damages; Civil Cover Sheet; Welcome To The U.S. District Court; Notice Of Availability Of Magistrate Judge To Exercise Jurisdiction; Scheduling Order For Cases Asserting Denial Of Rights Of Access Under Americans With Disabilities Act Title Iii; Ecf Registration Information Handout; Letter Dated June 19, 2008..

Day	Date	Time	Location	Results
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Thu	06/26/08	6:45am	Home	NO ANSWER. NO ACTIVITY. Attempt made by: ANDY ESQUER. Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118.
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Thu	07/03/08	4:00pm	Home	PER AN ASIAN FEMALE TENANT, THE SUBJECT IS NOT IN AT THIS TIME. Attempt made by: TONY LOWE Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118.
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Sun	07/06/08	11:00am	Home	NO ANSWER NO CARS. NO ACTIVITY. Attempt made by: TONY LOWE. Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118
Wed	07/09/08	8:00pm	Home	NO ANSWER Attempt made by: TONY LOWE. Attempt at: 646 LOS PALMOS DRIVE SAN FRANCISCO CA 94118.

Attorney or Party without Attorney THOMAS E. FRANKOVICH, Bar #74414 THE FRANKOVICH GROUP 4328 REDWOOD HIGHWAY SUITE 300 SAN RAFAEL, CA 94903 Telephone No: 415-444-5800 FAX: No: 415-674-9900				For Court Use Only	
				Ref. No or File No 5 HAPPINESS RESAURANT	
Insert name of Court, and Judicial District and Branch Court: United States District Court Northern District Of California					
Plaintiff: LES JANKEY, et al. Defendant: FIVE HAPPINESS RESTAURANT, INC., et al					
<b>AFFIDAVIT OF REASONABLE DILIGENCE</b>		Hearing Date:	Time:	Dept/Div	Case Number: CV 08 2733 MMC

## SUMMONS IN A CIVIL

Day	Date	Time	Location
Thu	07/10/08	9 50pm	Home

**Results**

Personal Service on: WILLIAM P. YANG and MEI-MEI KOO YANG, husband and wife as community property Home - 646 LOS PALMOS DRIVE SAN FRANCISCO, CA. 94118 by Serving: MEI-MEI KOO YANG. Served by TONY LOWE

## 3. Person Executing

a. TONY LOWE

b. FIRST LEGAL SUPPORT SERVICES

1138 HOWARD STREET

SAN FRANCISCO, CA 94103

c.

Recoverable Costs Per CCP 1033.5(a)(4)(B)

d. The Fee for service was:

e. I am. (3) registered California process server

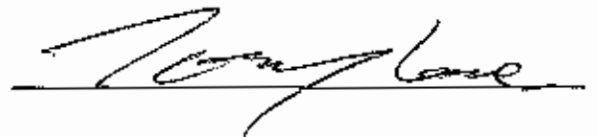
(i) Independent Contractor

(ii) Registration No - 2008-0001046

(iii) County San Francisco

(iv) Expiration Date Sun, Feb. 14, 2010

4. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.



**CERTIFICATE OR PROOF OF SERVICE**

State of California                    )  
                                                  ) ss  
County of Marin                    )

I, the undersigned, say: I am and was at all times herein mentioned, a citizen of the United States and a resident of the County of San Francisco, over the age of eighteen (18) years and not a party to the within action or proceeding; that my business address is 4328 Redwood Hwy, Suite 300, San Rafael, CA 94903; that on the below date, following normal business practice, I served the foregoing document, described as:

**RETURN OF SERVICE RE DEFENDANTS FIVE HAPPINESS RESTAURANT INC., a California corporation; WILLIAM P. YANG and MEI-MEI KOO YANG, husband and wife as community property**

on the interested parties in this action, conveyed as follows:

☒ by depositing true copies thereof, enclosed in a sealed envelope, with postage thereon fully prepaid:

☒ in first class U.S. Mail

☐ in \_\_\_ priority or \_\_\_ standard overnight mail via Federal Express.

I am readily familiar with this office's practice for collection and processing of correspondence for mailing with the United States Postal Service or Federal Express. In the ordinary course of business, correspondence, including said envelope, will be deposited with the United States Postal Service or Federal Express in San Francisco.

☐ by transmitting via facsimile to the fax number(s) set forth below.

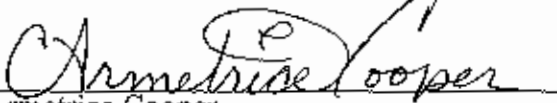
☐ by causing personal delivery by Western Messenger Service.

☐ by personal hand-delivery.

addressed to:

**Renée Welze Livingston  
Livingston Law Firm  
1600 South Main Street, Suite 280  
Walnut Creek, CA 94596**

I declare under penalty of perjury under the laws of the State of California that I am employed in the office of a member of the bar of this court at whose direction the service was made, and that the foregoing is true and correct. Executed on August 26, 2008, at San Rafael, California.

  
Armetrice Cooper  
(Original signed)